EXHIBIT F

New York Life Insurance Company Document 1-6 Filed 04/01/21 Page 2 of 16 Page ID 276 Page Death Benefit Proceeds Form Please print clearly

8 am - 7 pm ET

1. List below the policy number(s) under which you are making a claim 2. Deceased Insured / Annuitant Information Name of Deceased Nickname or (First, Middle, Last) Maiden Name Date of Date of Deceased's Country Birth Death of Birth Natural (check one) If not Natural (check one) Was disabled 🏋 Yes 🛚 No ☐ Suicide at least 6 months prior to death? 💢 Cancer Heart Disease ☐ Accident Manner of Respiratory Disease Homicide ☐ Unknown Death If yes, date of onset of disability Other Other Deceased's Social State/Country of ansa s Security Number Residence at Time of Death 3. Beneficiary Information Capacity under which you are making this claim CHECK ONE. REFER TO PAGE 4 FOR DESCRIPTIONS. X Trustee ☐ Individual Custodian/Guardian/Conservator/ ☐ Corporate Collateral Estate Beneficiary Power of Attorney Officer Executor See page 11 Assignee Name (Individual, ean Brown Livi ☐ Male Minor, Corporation, Female Estate or Trust) (if applicable) Other X ☐ Child ☐ Grandchild ☐ Parent Date of Daytime aw@swkell.net Birth Residential Address APT. Mailing Address (if different) APT. CITY STATE ZIP **Income Tax Certification** Enter your Social Security number if you are an individual Enter Taxpayer Identification number if claiming benefits as an estate, beneficiary trust, or corporation OR 4. Children Certification Complete this section if you have been informed that the beneficiary designation is listed as Children of the Insured or Children Born of Marriage, or if there are children under the age of 25 insured under a Children's Insurance Rider. Please list all children below. Attach an additional page if needed. Name Date of Parent 1 Birth Address Date of Death Parent 2 (if applicable) Name Date of Parent 1 **Birth** Address Date of Death Parent 2

(if applicable)

Page 3 of 156 les Page (Cal 2(800)) 695-9873 8 am - 7 pm ET

| 5. Payment Options for Death Benefit Proce | eds Please select one o | of the following options. | | | | | |
|---|---|--|--|--|--|--|--|
| If no selection is made, proceeds will be sent in a Lun | np Sum Check (if applicat | ble). | | | | | |
| A 🔀 Lump Sum Check | | | | | | | |
| B Settlement Alternatives (Please check one.) | ☐ Proceeds Left on Dep | posit 🔲 Elected Income 🔲 Guaranteed Life Income | | | | | |
| ☐ Inherited IRA (if selected, this must be done a | as a trustee-to-trustee ti | ransfer to the new custodian/institution with their paperwork) | | | | | |
| . 🔲 Other | · | | | | | | |
| The original life insurance contract may have specified that certain settlement alternatives are available for distributing the proceeds to the beneficiaries. Please refer to the original policy for a description of any alternatives. If the policy makes no mention of these, the death benefit proceeds will be distributed in a lump sum check. | | | | | | | |
| FOR ANNUITIES ONLY | | _ | | | | | |
| ● ☐ Surviving Spouse Option This option is available on Tax Sheltered Annuities, | | spouse and the sole primary beneficiary of an individual tax-deferred Plans). If selected, please proceed to Section 7. | | | | | |
| By not selecting this option, I acknowledge that income taxes may be payable, and taxes may be | | ntage of the special spousal tax-deferral option. I recognize that of the funds I receive. | | | | | |
| ■ Continue Payments (if applicable for Immedi | ate Annuities and if availa | able in the contract) | | | | | |
| FOR LIFE INSURANCE ONLY | | | | | | | |
| | N If the primary benefici | iary is the Insured's spouse or an eligible third party (such as a | | | | | |
| trust or an individual who is both the policyown life insurance policy on the life of the spouse wi | er and the beneficiary), t thout underwriting or ar ame time as the Insured orth in the insurance poli | the primary beneficiary may be able to purchase a fully paid-up ny medical questions, regardless of health. This option may also I or within certain time limits, resulting in additional life insurance icy. | | | | | |
| FOR ANNUITIES ONLY 6. Tax Withholding Se | action | , | | | | | |
| · · · · · · · · · · · · · · · · · · · | · · · · · · · · · · · · · · · · · · · | | | | | | |
| or corporation) is not furnished in Section 3, or if a v | vithholding election is no Mandatory 20% Federal i | ver Identification number (if claiming benefits as an estate, trust, ot selected, we are required by Federal law to withhold 10% of any income tax must be withheld for all tax-sheltered annuity payments. | | | | | |
| | | ler this policy(s). (Please check only one option below.) | | | | | |
| NO Federal or State income taxes will be withheld | | ONLY Federal income taxes will be withheld | | | | | |
| ☐ BOTH Federal and State income taxes will be with | | is option may not be available for residents of certain states. ee Income Tax Certification and Withholding section on page 6 | | | | | |
| If you elected any of the options above in which taxe you would like to have applied to Federal and/or Stat withhold 10% for federal tax purposes and the state | s will be withheld, you ca e income tax withholding | ONLY State income taxes will be withheld in specify the tax withholding percentage (%) of each withdrawal g. If a specific tax withholding amount is not indicated below, we will (if applicable). Please fill in items (1) and (2) below. | | | | | |
| (1) I would like to apply% of the taxable portion to Federal Withholding. | | 2) I would like to apply% of the taxable portion to State Withholding. | | | | | |
| | | taxable portion of the distribution. If your state requires withholding, we will withhold the | | | | | |
| state's minimum amount if you select an amount that is less than | the minimum. Please see the In | nportant State Income. Tax Withholding Information on page 6 for more information. | | | | | |
| | | Annual State of the State of th | | | | | |
| 7. Beneficiary Signature | | · · · · · · · · · · · · · · · · · · · | | | | | |
| containing any materially false information or conceals, fraudulent insurance act, which is a crime, and shall also for each such violation. Please refer to the enclosed paginrisdictions. | for the purpose of mislead be subject to a civil penalt ge entitled STATE VARIATIO | other person, files an application for insurance or statement of claim ding, information concerning any fact material thereto, commits a ty not to exceed five thousand dollars and the stated value of the claim ONS OF FRAUD WARNINGS for specific notices required in certain | | | | | |
| Under penalties of perjury, I certify that: (1) my Social Security Number or Tax ID Number shown on this form is my correct taxpayer identification number, (2) I am not subject to backup withholding because: (a) I am exempt from backup withholding; or (b) I have not been notified by the IRS that I am subject to backup withholding as a result of a failure to report all interest or dividend income; or (c) the IRS has notified me that I am no longer subject to backup withholding, (3) I am a U.S. person (includes a U.S. resident alien), and (4) I am exempt from Foreign Account Tax Compliance Act (FATCA) reporting. | | | | | | | |
| ☐ Check this box if the IRS has notified you that you a | - | _ | | | | | |
| if applicable, claim treaty benefits. | | the applicable Form W8 with this form to certify my foreign status and, \cdot | | | | | |
| Mobiletton, Trustee | ent to any provision of this o | document other than the certifications required to avoid backup withholding. | | | | | |
| Signature (Required) | wame (Printed) | Date | | | | | |
| X Signature (If required) | Name (Printed) | Date | | | | | |

Case 4:21-cv-00490-O Document 1-6 Filed 04/01/21 Page 4 of 16 PageID 278



New York Life Insurance Company New York Life Insurance and Annuity Corporation (A Delaware Corporation) 51 Madison Avenue, New York, NY 10010 NYLIFE Insurance Company of Arizona (Not licensed in every state) 4343 North Scottsdale Rd, Suite 220 Scottsdale, AZ 85251

Confirmation of Trust (Complete ONLY #beneficiary of policy is a TRUST.)

A copy of the Title, Signature, and Notary pages of the trust agreement, including the pages showing the trustee and successor trustee information may be required.

| | • | | | | | | |
|--|--|--|--|--|--|--|--|
| Policy Numbers: | | | | | | | |
| 460 | 0188 | | | | | | |
| Deceased Annultant/Insured Name (First, Middle, Last) | Jean Brown | | | | | | |
| Name of Trust Barbara Jean Brown Living Trust | | | | | | | |
| Date of Trust Agreement Nay 29, 2018 | Tax Identification Number 7059 | State where trust was established | | | | | |
| Please select the statement below that app | iles: | | | | | | |
| The undersigned trustee(s) hereby certifies/certify that no oral or written notification has been received that the trust agreement dated | The undersigned trustee(s) hereby certifies/certify that the trust agreement dated | The undersigned trustee(s) hereby certifies/certify that the trust agreement dated | | | | | |
| May 29 , 2018 | has been revoked. | was last amended on | | | | | |
| has been revoked or arnended. | Has been levoned. | | | | | | |
| If there are additional amendments, please provide all dates. March 9/9/9, April 23, 2015; August 13, 2017 | | | | | | | |
| Was this trust created as a grantor trust for federal inco | ome tax purposes? 🔼 Yes 🔲 No | | | | | | |
| If acting as successor trustee(s), please also of The undersigned successor trustee(s) hereby | complete the following statement: | pels). | | | | | |
| Original Trustee(s) Name(s) Bachaila Jean A | Brown | | | | | | |
| is/are no longer serving as trustee(s). | | | | | | | |
| I/ We certify that the right to serve as trustee(s) has not been revoked or renounced. The following signatory(s) has/have been appointed as trustee(s) and is/are the only acting trustee(s) for the aforementioned trust agreement | | | | | | | |
| Trustee Name (Please print) | Trustee's Signature | Date 3-6-19 | | | | | |
| Bob Shelton | X TOO SKE Sto | 0 3.67/ | | | | | |
| Trustee Name (Please print) | Trustee's Signature | Date | | | | | |
| Trustee Name (Please print) | Trustee's Signature | Date | | | | | |
| Trustee Name (Please print) | Trustee's Signature | Date | | | | | |

If the trust has more than one trustee or successor trustee, please have all sign in the space provided above.

Form (Rev. October-2018) Department of the Treasury Internal Revenue Service

21-cv-00490-O Document 1-6 Filed 04/01/21 Page 5 of 16 PageID 279 Request for Taxpayer **Identification Number and Certification**

Give Form to the requester. Do not send to the IRS.

| | 1 Name (as shown as your leasure Asia at a label as a l | nstructions and the latest information | | | | |
|--|--|--|---|--|--|--|
| | 1 Name (as shown on your income tax return). Name is required on this line | do not leave this line blank. | | | | |
| | Barbara Jeon Brown Living Trust | | | | | |
| | 2 Business name/disregarded entity name, if different from above | ψ | | | | |
| က် | | | | | | |
| page | 3 Check appropriate box for federal tax classification of the person whose r following seven boxes. | 4 Exemptions (codes apply only to | | | | |
| g | | | certain entities, not individuals; see instructions on page 3): | | | |
| 5 | Individual/sole proprietor or C Corporation S Corporati | on 🔲 Partnership 💢 Trust/estate | | | | |
| 9 e | single-member LLC | • | Exempt payae code (if any) | | | |
| Print or type. Specific Instructions on | Limited liability company. Enter the tax classification (C=C corporation, | S=S corporation, P=Partnership) ▶ | | | | |
| ₽ <u>₹</u> | Note: Check the appropriate box in the line above for the tax classification | Exemption from FATCA reporting | | | | |
| FE | LLC if the LLC is classified as a single-member LLC that is disregarded another LLC that is not disregarded from the owner for U.S. federal tax | | | | | |
| 교일 | is disregarded from the owner should check the appropriate box for the | another LLC that is not disregarded from the owner for U.S. federal tax purposes. Otherwise, a single-member LLC that is disregarded from the owner should check the appropriate box for the tax classification of its owner. | | | | |
| e e | ☐ Other (see instructions) ► | | (Applies to accounts maintained outside the U.S.) | | | |
| | 5 Address (number, street, and apt. or sulte no.) See instructions. | Requester's nam | e and address (optional) | | | |
| 8 | 5/03 (had 1)r, | | | | | |
| | 6 City, state, and ZiP code | | | | | |
| | Arlington, Texas 76017 | | | | | |
| 1 | 7 List account number(s) here (optional) | | | | | |
| | 7437460 79740198 | | | | | |
| Part | Taxpayer Identification Number (TIN) | | | | | |
| Enter y | our TIN in the appropriate box. The TIN provided must match the na | me given on line 1 to avoid Social | ecurity number | | | |
| oackup | Withholding. For individuals, this is denerally your social security or | mber (SSM) However for a | | | | |
| entities | t alien, sole proprietor, or disregarded entity, see the instructions fo , it is your employer identification number (EIN). If you do not have a | Part I, later. For other | - - | | | |
| ΠN, lat | er. | or | | | | |
| Note: I | f the account is in more than one name, see the instructions for line | 1. Also see What Name and Employ | er identification number | | | |
| vumbe | r To Give the Requester for guidelines on whose number to enter. | | | | | |
| | | | 2059 | | | |
| Párt | | Personal Co. J. Cont. of Co. o | L. L | | | |
| | penalties of perjury, I certify that: | | , | | | |
| . The r | number shown on this form is my correct taxpayer identification num | ber (or I am waiting for a number to be i | ssued to me); and | | | |
| ı aını | riot subject to backup withholding because: (a) I am exempt from ha | ickup withholding or (h) I have not been | notified by the Internal Devenue | | | |
| 0018 | ce (IRS) that I am subject to backup withholding as a result of a fail. nger subject to backup withholding; and | re to report all interest or dividends, or (| c) the IRS has notified me that I am | | | |
| | a U.S. citizen or other U.S. person (defined below); and | | | | | |
| | FATCA code(s) entered on this form (if any) indicating that I am exem | mt funes FATOA non outle - ! | | | | |
| ertific | ation instructions. You must cross out item 2 shows if you have been | pt from FATCA reporting is correct, | | | | |
| ou ame | ation instructions. You must cross out item 2 above if you have been re e failed to report all interest and dividends on your tax return. For real ex | tate transactions, them 2 does not comb. [| ar markanan interest mulul | | | |
| Odrigin | on or abandonment of secured property, cancellation of debt, contribut | ions to an individual retirement arrangoma | nt ADAL and community may make | | | |
| mer to | an interest and dividends, you are not required to sign the certification, | out you must provide your correct TIN. See | the instructions for Part II, later. | | | |
| ign | Signature of Ray | | | | | |
| lere | U.S. person VOU Show Tong True tel | Date ► 3 - f | 5-19 | | | |
| 2er | | | | | | |
| General Instructions | | Form 1099-DIV (dividends, including those from stocks or mutual funds) | | | | |
| ection oted. | references are to the Internal Revenue Code unless otherwise | • Form 1099-MISC (various types of i | ncome, prizes, awards, or gross | | | |
| | Involonmento Cautha latestistes (| proceeds) | | | | |
| armic (| ievelopments. For the latest information about developments | a Form 1000 P (stock or mutual fund | | | | |

related to Form W-9 and its instructions, such as legislation enacted after they were published, go to www.irs.gov/FormW9.

Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer Identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

• Form 1099-INT (interest earned or paid)

- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

if you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding, later

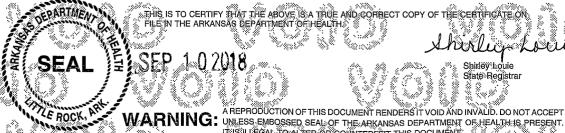


ARKANSAS DEPARTMENT OF HEALTH

Vital Records
CERTIFICATE OF DEATH

FILE NUMBER 2018020274

| | 1: DECEDENTIS LEGAL NAME (Include AK | A's if any) (First, Middle, Last, Suffix). BARBARA JEAN BROWN | | | EXAME SALDATE OF D | EATH 35. TIME OF DE 27, 2018 606:20 | |
|------------------|--|--|--|---|--|---|------------------|
| | | 5a: AGE (Least Birthday : 5b. UNDER 1 Y | EAR 5c. UNDER. | DAY: 6 DATE OF BIR | TH 7. BIRT | HPLACE (City and State or Foreign Country SHERIDAN, AR |) |
| 80 | 8a. RESIDENCE STATE or FOREIGN CO | 87 88 86 6 | Days Tours | 100 Mg 200 | 1951 | SHERIDAN, AK | |
| ő | ARKANSAS | S 💯 💯 🕬 | ». NÉVADA: | 8c. CITY OR TOWN | /// PRES | сотл | <u> </u> |
| E SHE | 8d, NUMBER AND STREET | 118 RIDGEWOOD RD 🐰 🖇 | | 8e. APT NO. | 81: ZIP CODE 71857-28 | 8g INSIDE CITY LIMITS? VES | |
| | | O. MARITAL STATUS AT TIME OF DEATH MARK | RIED | 11. SÜRVIV | ING SPOUSEIS NAME (ITWI HÉRI | , givername prior to first marriage.) MAN BROWN | _ %, # % |
| FUNERAL | 12a. IF DEATH OCCURRED IN A HOSPIT | TAL 12b, IF DEATH OC | | OTHER THAN A HOSPITAL DECEDENT'S HOME | atting 1. | 12c. COUNTY OF DEAT NEVADA | |
| Nq.pa | 12d. FACILITY NAME (If not institution, give nu | umber & street). | | 12e, CITY OR TOWN | RESCOTT | 12f, ZIP CODE 71857-280 | 3 N 8 8 % |
| Verill Werlin | 13. FATHER'S NAME (First, Middle, Last): | MARCUS NEWTON SHELTON | 73 | 14. MOTHERIS NAME PRIOR | TO FIRST MARRIAGE (First, LAURA JANE W | Viddle, Last) | |
| /pele | | 15b. RELATIONSHIP TO | D DECEDENT 1 | 5c. MAILING ADDRESS (Number | and Street or PO Box, City, State, Z | p Code) | |
| Completed | HERMAN BROWN 16a, METHOD OF DISPOSITION: | N (F. S. A) | BANDS 9 8 1 | 3 10 Kil | DGEWOOD RD; PRESCO | #11,#AK,#1807-2803 | |
| To Be | 16b. PLACE OF DISPOSITION (Name of co | | | OCATION II CITY, TOWN, AND | | ISAS 82 | |
| F | 17a, EMBALMERIS NAME | | 17b. EMBALMERIS LICENSE # ***: | 17c. SIGNATURE (FUN | ERAL SERVICE LICENSEE OR OT | HER AGENT) | |
| | 17d. NAME AND COMPLETE ADDRESS | 1 TO ONE W N N N N N N N N N N N N N N N N N N | 21333 | | lel BEN L | 5 RAZZEL | |
| | | BRAZZEL | L-CORNISH MORTUÄR 71, PRESCOTT, ÅR::71 | Y 857 | | 070 | |
| | 18a, DATE PRONOUNCED DEAD 1 | 18b. TIME PRONOUNCED DEAD 18c. N/ | AME AND TITLE OF PERS | ON PRONOUNCING DEATH (PR | | 19, WAS MEDICAL EXAMIN | NER |
| | <u> </u> | | <u>. X </u> | | <i>8 </i> | YES | |
| | 20. PART.I. Enter the chain of events dis | CAUSE seases, injuries, or complicational that directly without showing the etiology. DO NOT ABBRE | caused the death. DO NOT | enter terminal events such as ca | ardiac arrest, | APPROXIMATE INTERVAL | |
| 1 . | IMMEDIATE CAUSE (Final disease or condition | a. UNKNOWN NATURAL CAUSES | A | 700 | er 1900-ber 1901 | UNKNOWN | W.38 |
| | resulting in death) | | Dùe'ld (or as a c | consequence of) | | 10/2//000 | |
| | Sequentially list conditions, if any, leading to the cause listed on line a. Enter the | b. COMPEICATIONS FROM NEOPLASM C | | couzednaure og);;;; | | MONTHS | |
| TIFIE | *UNDERLYING CAUSE (disease or injury that | c. <u>N/A</u> | Punta for man | *************************************** | | N/A | |
| H.S | initiated the events resulting in death) EAST: | d. N/A | Due to (or as a o | A | | N/A | - 63 /0 <i>/</i> |
| MEDICAL | PART II. Enter other significant conditions | contributing to death but not resulting in the unit | , ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | | 21a. WAS AN AUTOPSY P | | |
| ğ. | | *UNKNOWN | | | | | |
| L G | 22, MANNER OF DEATH | | | | THE CAUSE OF DEATH? | | |
| 9/4/b | 23. DID TOBACCO USE CONTRIBUTE TO | | | | | | |
| polete | NO: 25a. DATE OF INJURY (Mo/Day/Yr) | ODEATH? 24. IFFEMALE: 25c. PLA 25b. TIME OF INJURY 25c. PLA | ACE OF INJURY (e.g. Decede | NOT: REGNANT: WITHIN nt's home, construction site, restaurant, r | | 25d. INJURY AT WC | ORK? |
| Ö | 25e; LOCATION OF INJURY; (Number, Street | et, Apartment No., City, State, Zip Code) | | 3. (* 3. | | | |
| ی | 251, DESCRIBE HOW INJURY OCCURRE | | | 33 | OSS IETO | ANSPORTATION: NJURY, SPECIFY | |
| | | Mile Mark S | | | 0/ 10/00/1/20 1/10/ | ANSIDAMIIONINJUHI, SPECIFI | |
| â. | 26a: CERTIFIER (Check only one): | | | | | | - A James |
| | : Coroner II On the basis of examin | ation, and/or, investigation, in my opinion, death | occurred at the time, date. | and place, and due to the causes | (s) and manner stated. | ATE: AUGUST 29, 20.18 | |
| 8. | SIGNATURE: 26b, NAME AND COMPLETE MAILING A | DDRESS OF PERSON SIGNING ITEM 26a. (Ty | ON % å | <u>г</u> тице <u>*** // § // С</u> С | ORONER" D | ATE: AUGUST 29, 2018 26c. LICENSE # | |
| | (% // | DAVID JAMES G | UMMESON, CORONE PRESCOTT, AR, 7185 | | A 1880. A | l | |
| | 27a. SIGNATURE OF REGISTRAR | | | | 276. FOR RE | SISTRAR ONLY -DATE FILED AUG. 29, 2018 | |
| + D | DENOTES AMENDED ITEMS | | | | 7 | F 100000000000 | |
| 188 | | | | | | MA | |
| | | | 333 | | (%)) g | | |



THIS IS TO CERTIFY THAT THE ABOVE IS A TRUE AND CORRECT COPY OF THE CERTIFICATE ON FILE IN THE ARKANSAS DEPÁRTMENT OF HEALTH.

6217852



WARNING: A REPRODUCTION OF THIS DOCUMENT HENDERS IT VOID AND INVALID. BOTH THE ARKANSAS DEPARTMENT OF HEALTH IS PRESENT.



Case 4:21-cv-00490-O Document 1-6 Filed 04/01/21 Page 8 of 16 PageID 282 **BOB J. SHELTON, P.C.**

Attorney at Law 5103 Chad Dr. Arlington, Texas 76017 (817) 654-0277 bjslaw@swbell.net

Bob J. Shelton BOARD CERTIFIED-ESTATE PLANNING AND PROBATE TEXAS BOARD OF LEGAL SPECIALIZATION FAX: (817) 338-1051 Mobile: (817) 929-7277

March 6, 2019

NY Life and Annuity Corporation
Death Benefit Proceeds Administration
P.O. Box 130539
Dallas, Texas 75313-0539

Re: Barbara Jean Brown Living Trust Claims
Policy # 460 Value \$14,058.27
Policy # 0198 Value \$33,187.56

Gentlemen:

There was only one trust that was amended and restated as identified in the enclosed Certification of Trust. The following documents are provided for the second time, which was originally requested in Gina Cromwell's letter of January 4, 2019, and responded to on January 8, 2019:

- 1. Copy of letter to Gina Cromwell dated January 8, 2019;
- 2. Death Benefit Proceeds form completed by the trustee with the trust information, including the Trust's EIN;
- 3. Certification of Trust, including the Trust's EIN, with copy of the title, signature, and notary pages of the trust;
- 4. Original Death Certificate (only one provided due to only one Trust and another has been provided to NY life on claim for Long Term Disability policy with claims submitted December 13, 2018 and letter to Cromwell);
- 5. Confirmation of Trust, including the Trust's EIN, completed by the Trustee, Bob Shelton; and
- 6. IRS form W-9 completed with the trust information including again the Trust's EIN, and signed by the Trustee, Bob Shelton.

The Trust is not being provided due to the confidentiality of the information contained therein. The Certification of Trust is provided as the legal document for the Trust.

If you have any questions or comments please contact the undersigned.

Respectfully

Bob Shelton, Trustee

cc: Paula Brown

Case 4:21-cv-00490-O Document 1-6 Filed 04/01/21 Page 9 of 16 PageID 283 **BOB J. SHELTON, P.C.**

Attorney at Law 5103 Chad Dr. Arlington, Texas 76017 (817) 654-0277 bjslaw@swbell.net

Bob J. Shelton
BOARD CERTIFIED-ESTATE PLANNING AND PROBATE
TEXAS BOARD OF LEGAL SPECIALIZATION

FAX: (817) 338-1051 Mobile: (817) 929-7277

January 8, 2019

Gina M. Cromwell NY Life 13501 Chenal Parkway Suite 200 Little Rock, Arkansas 72211

Re: Barbara Jean Brown Trust & Estate Claims

Policy # 460 Value \$14,058.27 Policy # 0198 Value \$33,187.56

Ms. Cromwell:

There was only one trust that was amended and restated as identified in the enclosed Certification of Trust. The following documents are provided as requested in your letter of January 4, 2019:

- 1. Original Death Certificate (only one provided due to only one Trust and another has been provided to NY life on claim for Long Term Disability policy with claims submitted December 13, 2018)
- 2. Certification of Trust
- 3. Letters Testamentary

The Trust is not being provided due to the confidentiality of the information contained therein. The Certification of Trust is provided as the legal document for the Trust.

If you have any questions or comments please contact the undersigned.

Respectfully,

Bob J. Shelton, Trustee and Independent Executor

cc: Paula Brown

Certification of Trust

Barbara Jean Brown Living Trust

The currently acting Trustee of the Barbara Jean Brown Living Trust, Dated May 29, 2018, which is the restatement of the trust dated March 9, 1998, restated on April 23, 2015, and restated on August 17, 2017, declares as follows:

- 1. The Grantor of the trust was Barbara Jean Brown.
- 2. The trust is irrevocable due to the passing of Barbara Jean Brown on August 27, 2018.
- 3. The currently acting Trustee of the trust is: Bob Shelton

5103 Chad Drive

Arlington, Texas 76017

817-929-7277

bjslaw@swbell.net

- 4. The Trustee may conduct business on behalf of the trust without the consent of any other
- 5. The tax identification number of the trust is 83-6432059.
- 6. Assets held in the trust may be titled in any manner that identifies the Trustee and the name and date of the trust, for example:

Bob Shelton, Trustee of the Barbara Jean Brown Living Trust dated May 29, 2018, which was amended and restatement from the trusts identified above.

- 7. The powers of the Trustee include the power to acquire, sell, assign, convey, pledge, encumber, lease, brow, manage, and deal with real and personal property interests of all kinds, including accounts at financial institutions.
- 8. Excerpts from the trust agreement that establish the trust, designate the Trustee, and set forth the powers of the Trustee will be provided upon request.
- 9. The trust agreement provides that a third party may rely on this Certification of Trust in lieu of a copy of the trust agreement. It further exonerates third parties from any liability for acts or omissions in reliance on the Certification of Trust, and for the application that the Trustee makes of funds or other property delivered to the Trustee.

The statements made above are accurate and the trust has not been revoked or amended in any way that would cause the representation in this Certification of Trust to be incorrect. All of the currently acting Trustees of the trust are identified above and are signatories to this Certification

Dated: November 2, 2018

STATE OF TEXAS

δ

COUNTY OF TARRANT 8

Before me, the undersigned Notary Public, on this day personally appeared Bob Shelton, known to me (or proved to me through identification) to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same for the purposes and consideration therein expressed.

Given under my hand and official seal this day of

CHARLES DAVID JONES
Notary Public, State of Texas
Comm. Expires 07-31-2022
Notary ID 125575199

Notary Public, State of Texas

My commission expires 7.31 202

Barbara Jean Brown Living Trust

Article One Establishing My Trust

On March 9, 1998, I established the Barbara Jean Brown Living Trust, wherein I reserved the right to amend the trust agreement, in whole or in part. On this day, May _____, 2018, I now exercise my power to amend that agreement, in its entirety, so that after amendment, the Barbara Jean Brown Living Trust is restated as provided in this trust agreement.

The parties to this restated agreement are Barbara Jean Brown (the "Grantor") and Barbara Jean Brown (my "Trustee"), joined herein by her husband Herman Brown to evidence his agreement hereto.

By this agreement I intend to create a valid trust under the laws of Arkansas and under the laws of any state in which any trust created under this agreement is administered.

Section 1.01 Identifying My Trust

My trust is called the "Barbara Jean Brown Living Trust." However, the following format should be used for taking title to assets: "Barbara Jean Brown, Trustee of the Barbara Jean Brown Living Trust, dated March 9, 1998, and any amendments thereto."

During any period that my trust is a Grantor Trust, the taxpayer identification number of my trust may be my Social Security number, in accordance with Treasury Regulation Sections 301.6109-1(a)(2)(i)(B) and 1.671-4(b)(2)(i)(A).

Section 1.02 Third-Party Reliance on Affidavit or Certification of Trust

My Trustee may provide an affidavit or certification of trust to third parties in lieu of providing a copy of this agreement. Third parties are exonerated from any liability for acts or omissions in reliance on the affidavit or certification of trust, and for the application that my Trustee makes of funds or other property delivered to my Trustee.

Section 1.03 Transferring Property to My Trust

By execution of this agreement, I transfer, convey, and assign to my Trustee, the trust property described on Schedule A, attached to this agreement, and my Trustee accepts and agrees to hold such property under the terms of this agreement. My Trustee may accept any additional property transferred to my trust, at any time, including as the result of a beneficiary designation.

To the extent Arkansas law allows, any joint tenancy interest conveyed to my trust will sever the joint tenancy, creating a separate property interest.

Barbara Jean Brown Living Trust

Section 3.03 Trustee Succession After Death

After my death, I appoint Bob Shelton to serve as Trustee of my trust, replacing the serving Trustee, during the course of administration and over any trust created under this agreement where the trustee is not specified below.

Upon creation of each trust identified below, I appoint the following to serve as Trustee

For the William Herman Brown Trust, I appoint William Herman Brown.

For the Paula Jean Brown Trust, I appoint Paula Jean Brown.

For the Sharon Kay Britton Trust, I appoint Sharon Kay Britton.

For the Judy Diann Brown Trust, I appoint Judy Diann Brown.

For the Robert William Brown Trust, I appoint the following, in the order named:

First: William Herman Brown

Second: Robert William Brown

For the Samantha Brown Trust, I appoint the following, in the order

First; William Herman Brown

Second: Samantha Brown

Section 3.04 Trustee Resignation, Removal, and Appointment

If I am serving as Trustee, I may resign and appoint a replacement at any time. Any other Trustee may resign by giving notice to me, or if I am incapacitated, to my agent. If I am deceased, a resigning Trustee will give notice to the income beneficiaries of the trust and

Any of the following may remove and replace any Trustee and fill a Trustee vacancy,

- (i) me:
- (ii) if I am incapacitated, a majority of my children;
- (iii) if I am incapacitated, the person acting as my agent under a power of attorney
- (iv) the Trust Protector;
- (v) if I am incapacitated, the person court-appointed for me as Guardian;

Barbara Jean Brown Living Trust

- (vi) the primary beneficiary of any trust created under this agreement as it relates to the Trustee of that trust; or
- (vii) a court, upon petition by a beneficiary, so long as the court does not acquire jurisdiction over the trust in excess of that necessary for the action requested.

Anyone listed may act and may negate the actions of those further down in the list. A primary beneficiary may not be self-appointed as Trustee. A Trust Protector may not be self-appointed as Trustee and may not simultaneously serve as Trust Protector and Trustee.

The right to remove a Trustee under this Section may not be deemed to grant to any person holding that right any of the powers of that Trustee. If a beneficiary is a minor or is incapacitated, the parent or legal representative of the beneficiary may act on behalf of the beneficiary.

The replacement of a Trustee under this Section 3.04 does not invoke the Trustee succession provisions of Section 3.02 or Section 3.03, rather the name of the appointed Trustee under this Section replaces the name of the removed Trustee under the Trustee succession provisions.

Notice of removal must be in writing and delivered to the Trustee being removed, to any other Trustees then serving, and to the primary beneficiary of the trust. The removal will become effective according to the provisions of the written notice.

Notice of appointment must be in writing and delivered to the appointed Trustee, to any other Trustees then serving, and to the primary beneficiary of the trust. The appointment will become effective at the time of acceptance by the appointed Trustee.

Other than me and anyone who otherwise has a then-exercisable general power of appointment over the trust in question, if any person holding the power to remove and replace a Trustee or fill a Trustee vacancy is a transferor or beneficiary (as defined in Section 12.06(j)) of the trust in question, then a replacement Trustee or a Trustee to fill a vacancy, may only be appointed with a Trustee that is not related or subordinate to the person within the meaning of Section 672(c) of the Internal Revenue Code; and if a Trustee is removed and a replacement Trustee is appointed, the replacement Trustee must commence service simultaneously with the removal of the removed Trustee.

Section 3.05 Prohibition Against SNT Beneficiary Serving as Trustee

Notwithstanding any other provision of this agreement, under no circumstances may the beneficiary of a share of my trust estate that is being administered pursuant to the terms of Article Nine, entitled "Supplemental Needs Trust," serve as Trustee of that share.

reader. They have no significance in the interpretation or construction of this agreement.

Governing Law (¢)

Unless the Situs of Administration is changed as provided in Section. 12.05. Arkansas law governs the validity and construction of this

(d) Severability

The invalidity or unenforceability of any provision of this agreement shall not affect the validity or enforceability of any other provision of this

Grantor and Trustee

I hereby execute this agreement on April 23, 2015.

I certify that I have read this agreement, that I understand it, and that it correctly states the provisions under which the trust property is to be administered and distributed by my

> Barbara Jean Brown, Grantor and Trustee

Herman Brown

STATE OF TEXAS COUNTY OF BOWIE

Before me, John K. Ross, IV, Notary Public, on this day personally appeared Barbara Jean Brown and Herman Brown, known to me (or proved to me through identification) to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she executed the same for the purposes and consideration therein expressed.

Given under my hand and official seal this day, April 23, 2015.

JOHN KELZY ROSS I NOTARY PUBLIC

Notary Public, State of Texas My commission expires 09/26/2017

Barbara Jean Brown Living Trust

Ross & Shoalmire, LLP, 1820 Galleria Oaks Drive, Texarkana, Texas (903) 223-5653

Schedule A

Ten Dollars Cash

100% ownership interest in Bobbi Brown, LLC.

TRACT I:

All of Lot 11 of Ridgewood Subdivision #1 to the City of Prescott, Arkansas, according to the Official Plat of said subdivision which was filed for record on the 25th day of January A.D., 1977, at the hour of 9:00 o'clock A.M. and is now of record in Book 257 at Page 98 of the Deed, Plat and Miscellaneous Records of Nevada County, Arkansas in the office of the Circuit Clerk and Ex-Officio Recorder of said County; SUBJECT TO all of the casements, covenants, conditions, restrictions and provisions contained in that certain 'Dedication and Bill of Assurance' containing Protective Covenants for Ridgewood Subdivision No. 1 to the City of Prescott, Nevada County, Arkansas.

Barbara Jean Brown Living Trust
A - 1

Ross & Shoalmire, LLP, 1820 Galleria Oaks Drive, Texarkana, Texas (903) 223-5653